

APPEAL

**U.S. District Court
District of Rhode Island (Providence)
CIVIL DOCKET FOR CASE #: 1:25-cv-00039-JJM-PAS**

State of New York et al v. Trump et al
Assigned to: Chief Judge John J. McConnell, Jr.
Referred to: Magistrate Judge Patricia A. Sullivan
Case in other court: First Circuit, 25-01138 (requires PACER login)
Cause: 05:551 Administrative Procedure Act

Date Filed: 01/28/2025
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures Act/Review or
Appeal of Agency Decision
Jurisdiction: U.S. Government Defendant

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(See above for address)
ATTORNEY TO BE NOTICED

Defendant

U.S. Department of Labor

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Vince Micone
*in his official capacity as Acting
Secretary of Labor*

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)

ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

U.S. Department of Energy

represented by **Daniel Schwei**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)

ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Ingrid Kolb

*in her official capacity as Acting
Secretary of the U.S. Department of
Energy*

represented by **Daniel Schwei**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)

ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

U.S. Environmental Protection Agency

represented by **Daniel Schwei**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)

ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

James Payne
*in his official capacity as Acting
Administrator of the U.S. Environmental
Protection Agency*

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

U.S. Department of Homeland Security

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Kristi Noem
*in her official capacity as Secretary of
the U.S. Department of Homeland
Security*

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

U.S. Department of Justice

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)

ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

James R McHenry, III
*in his official capacity as Acting Attorney
General of the U.S. Department of
Justice*

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

The National Science Foundation

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Dr. Sethuraman Panchanathan
*in his capacity as Director of the
National Science Foundation*

represented by **Daniel Schwei**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah
(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

represented by

Lee Michael Zeldin

*Administrator of the Environmental
Protection Agency*

Daniel Schwei

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Christopher Allen Wright

*Secretary of the U.S. Department of
Energy*

represented by **Daniel Schwei**

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Sean P. Duffy

*Secretary of the U.S. Department of
Transportation*

represented by **Daniel Schwei**

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich

(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Russell Vought

*Director of the U.S. Office of
Management and Budget*

represented by **Daniel Schwei**

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrew Freidah

(See above for address)
ATTORNEY TO BE NOTICED

Eitan Sirkovich
(See above for address)
ATTORNEY TO BE NOTICED

Movant

VR School

TERMINATED: 01/29/2025

Movant

Freedom Cheteni

531 Lasuen Mall

#19492

Stanford, CA 94305

United States Non Public School

Superintendent

Movant

Arthur West

120 State Ave

NE #1497

Olympia, WA 98501

TERMINATED: 02/10/2025

Date Filed	#	Docket Text
01/28/2025	<u>1</u>	COMPLAINT (filing fee paid \$ 405.00, receipt number ARIDC-2092620), filed by State of Vermont, State of Arizona, State of California, State of Nevada, State of New York, State of North Carolina, State of Minnesota, State of Maryland, State of Oregon, State of Delaware, District of Columbia, State of Washington, State of Maine, State of Wisconsin, Commonwealth of Massachusetts, State of Illinois, State of Connecticut, State of Hawaii, State of Michigan, State of Colorado, State of Rhode Island, State of New Mexico, State of New Jersey. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet)(Rice, Sarah) (Entered: 01/28/2025)
01/28/2025		Case assigned to Chief Judge John J. McConnell, Jr. and Magistrate Judge Patricia A. Sullivan. (Simoncelli, Michael) (Entered: 01/28/2025)
01/28/2025	<u>2</u>	CASE OPENING NOTICE ISSUED (Simoncelli, Michael) (Entered: 01/28/2025)
01/28/2025	<u>3</u>	MOTION for Temporary Restraining Order filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit)(Rice, Sarah) (Entered: 01/28/2025)
01/28/2025	<u>4</u>	MOTION for Aaron J. Bibb to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092646) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>5</u>	MOTION for Alex Hemmer to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092647) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>6</u>	MOTION for Andrew Hughes to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092648) filed by State of Rhode Island. (Giarrano,

		Leonard) (Entered: 01/28/2025)
01/28/2025	<u>7</u>	MOTION for Andrew C. Mendrala to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092649) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>8</u>	MOTION for Christina L. Beatty-Walters to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092650) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>9</u>	MOTION for Colleen K. Faherty to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092651) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>10</u>	MOTION for Daniel P. Mosteller to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092652) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>11</u>	MOTION for David D. Day to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092653) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>12</u>	MOTION for Jonathan T. Rose to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092654) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>13</u>	MOTION for Joshua David Rothenberg Bendor to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092655) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>14</u>	MOTION for Kalikoonalani D. Fernandes to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092656) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>15</u>	MOTION for Leah Brown to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092657) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>16</u>	MOTION for Linus Banghart-Linn to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092658) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>17</u>	MOTION for Michael Kenneth Skold to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092659) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>18</u>	MOTION for Molly Thomas-Jensen to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092660) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>19</u>	MOTION for Shannon Stevenson to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092662) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>20</u>	MOTION for Zoe Levine to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number BRIDC-2092663) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)

01/28/2025	<u>21</u>	MOTION for Katherine Dirks to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092664) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>22</u>	MOTION for Angela Cai to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092665) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>23</u>	MOTION for Shankar Duraiswamy to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092667) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/28/2025	<u>24</u>	MOTION for Jeremy M. Feigenbaum to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092668) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/28/2025)
01/29/2025	<u>25</u>	MOTION for Jason Anton to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2092688) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025		NOTICE of Hearing on <u>3</u> MOTION for Temporary Restraining Order: Motion Hearing via Zoom <i>scheduled for Wednesday 1/29/2025 at 3:00 PM as a Remote Hearing</i> before Chief Judge John J. McConnell, Jr.; Zoom information has been provided to counsel under separate email. (Jackson, Ryan) (Entered: 01/29/2025)
01/29/2025	<u>26</u>	MOTION for Leave to File Amicus Brief filed by VR School. Responses due by 2/12/2025. (Attachments: # <u>1</u> Proposed Brief, # <u>2</u> Exhibit)(Simoncelli, Michael) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER denying <u>26</u> Motion for Leave to File Amicus Brief: VR School's Motion to File an Amicus Brief is DENIED. The filer, Mr. Freedom Cheteni, is not a member of the bar of this Court (or possibly any court). The Motion is filed on behalf of an entity called the "VR School." Pursuant to LR Gen 205(a), an entity needs an attorney of this Court to file with the Court. A non-lawyer may not file with the Court on behalf of an organization or corporate entity <i>pro se</i> . So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Jackson, Ryan) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>5</u> Motion to Appear Pro Hac Vice of Alex Hemmer. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>6</u> Motion to Appear Pro Hac Vice of Andrew Hughes. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>7</u> Motion to Appear Pro Hac Vice of Andrew C. Mendrala. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		DOCKET NOTE: Today's (Wednesday 1/29/25) proceedings in this matter are available to non-case participants via the Court's YouTube channel. Interested parties should visit the Court's website for further viewing information. (Jackson, Ryan) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>8</u> Motion to Appear Pro Hac Vice of Christina L. Beatty-Walters. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025.

		(Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>9</u> Motion to Appear Pro Hac Vice of Colleen K. Faherty. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>10</u> Motion to Appear Pro Hac Vice of Daniel P. Mosteller. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>11</u> Motion to Appear Pro Hac Vice of David D. Day. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>12</u> Motion to Appear Pro Hac Vice of Jonathan T. Rose. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>13</u> Motion to Appear Pro Hac Vice of Joshua David Rothenberg Bendor. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>14</u> Motion to Appear Pro Hac Vice of Kalikoonalani D. Fernandes. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>15</u> Motion to Appear Pro Hac Vice of Leah Brown. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) Modified Text on 1/29/2025 (Hill, Cherelle). (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>16</u> Motion to Appear Pro Hac Vice of Linus Banghart–Linn. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>17</u> Motion to Appear Pro Hac Vice of Michael Kenneth Skold. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>18</u> Motion to Appear Pro Hac Vice of Molly Thomas–Jensen. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>19</u> Motion to Appear Pro Hac Vice of Shannon Stevenson. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025	<u>27</u>	CORRECTED COMPLAINT, filed by State of Vermont, State of Arizona, State of California, State of Nevada, State of New York, State of North Carolina, State of Minnesota, State of Maryland, State of Oregon, State of Delaware, District of Columbia, State of Washington, State of Maine, State of Wisconsin, Commonwealth of Massachusetts, State of Illinois, State of Connecticut, State of Hawaii, State of Michigan, State of Colorado, State of Rhode Island, State of New Mexico, State of New Jersey. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet)(Rice, Sarah) Modified on 1/29/2025 to correct docket text. (Simoncelli, Michael). (Entered: 01/29/2025)

01/29/2025		TEXT ORDER granting <u>20</u> Motion to Appear Pro Hac Vice of Zoe Levine. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>21</u> Motion to Appear Pro Hac Vice of Katherine Dirks. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025	<u>28</u>	EXHIBIT IN SUPPORT by All Plaintiffs in support of <u>3</u> MOTION for Temporary Restraining Order <i>Corrected Exhibit 3-1</i> . (Rice, Sarah) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>22</u> Motion to Appear Pro Hac Vice of Angela Cai. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>23</u> Motion to Appear Pro Hac Vice of Shankar Duraiswamy. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>24</u> Motion to Appear Pro Hac Vice of Jeremy Feigenbaum. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>25</u> Motion to Appear Pro Hac Vice of Jason Anton. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>4</u> Motion to Appear Pro Hac Vice of Aaron Bibb. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025	<u>29</u>	MOTION for Christine Chuang to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093054) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>30</u>	MOTION for Laura L. Faer to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093056) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>29</u> Motion to Appear Pro Hac Vice of Christine Chuang. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>30</u> Motion to Appear Pro Hac Vice of Laura Faer. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025	<u>31</u>	MOTION for Heidi Parry Stern to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093071) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>32</u>	MOTION for Elizabeth Kramer to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093081) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>33</u>	MOTION for Adam D. Kirschner to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093082) filed by State of Rhode Island. (Giarrano,

		Leonard) (Entered: 01/29/2025)
01/29/2025	<u>34</u>	MOTION for Carly J. Munson to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number BRIDC-2093085) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>35</u>	MOTION for Christopher J. Kissel to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093089) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>36</u>	MOTION for Kenneth J. Sugarman to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093091) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>37</u>	MOTION for Lara Haddad to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093096) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>38</u>	MOTION for Nicholas R. Green to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093097) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>31</u> Motion to Appear Pro Hac Vice of Heidi Parry Stern. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>32</u> Motion to Appear Pro Hac Vice of Elizabeth Kramer. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025	<u>39</u>	NOTICE of Appearance by Daniel Schwei on behalf of All Defendants (Schwei, Daniel) (Entered: 01/29/2025)
01/29/2025	<u>40</u>	MOTION for Rabia Muqaddam to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093108) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>41</u>	MOTION for Neil Giovanatti to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093110) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>42</u>	MOTION for Vanessa L. Kassab to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093113) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 01/29/2025)
01/29/2025	<u>43</u>	NOTICE by Donald Trump, U.S. Office of Management and Budget, Matthew Vaeth, U.S. Department of the Treasury, Scott Bessent, Patricia Collins, U.S. Department of Health and Human Services, Dorothy A Fink, U.S. Department of Education, Denise Carter, U.S. Federal Emergency Management Agency, Cameron Hamilton, U.S. Department of Transportation, Judith Kaleta, U.S. Department of Labor, Vince Micone, U.S. Department of Energy, Ingrid Kolb, U.S. Environmental Protection Agency, James Payne, U.S. Department of Homeland Security, Kristi Noem, U.S. Department of Justice, James R McHenry, III, The National Science Foundation, Sethuraman Panchanathan re <u>3</u> MOTION for Temporary Restraining Order of <i>Factual Developments</i> (Attachments: # <u>1</u> Exhibit OMB Mem M-25-14, Rescission of M-25-13 (Jan. 28, 2025))(Schwei, Daniel) (Entered: 01/29/2025)

01/29/2025		TEXT ORDER granting <u>33</u> Motion to Appear Pro Hac Vice of Adam Kirschner. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>34</u> Motion to Appear Pro Hac Vice of Carly J. Munson. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>35</u> Motion to Appear Pro Hac Vice of Christopher J. Kissel. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>36</u> Motion to Appear Pro Hac Vice of Kenneth J. Sugarman. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>37</u> Motion to Appear Pro Hac Vice of Lara Haddad. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>38</u> Motion to Appear Pro Hac Vice of Nicholas R. Green. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>40</u> Motion to Appear Pro Hac Vice of Rabia Muqaddam. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>41</u> Motion to Appear Pro Hac Vice of Neil Giovanatti. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		TEXT ORDER granting <u>42</u> Motion to Appear Pro Hac Vice of Vanessa L. Kassab. So Ordered by Chief Judge John J. McConnell, Jr. on 1/29/2025. (Hill, Cherelle) (Entered: 01/29/2025)
01/29/2025		Minute Entry for proceedings held before Chief Judge John J. McConnell, Jr.: Motion Hearing via Zoom held on 1/29/2025 re: <u>3</u> MOTION for Temporary Restraining Order filed by State of New York, et al. Counsel present: S. Rice, K. Sabatini; M. Thomas-Jensen, R. Muqaddam; A. Hemmer; C. Chuang, L. Faer; K. Dirks; D. Schwei. Court addresses withdrawal of the OMD memo; Plaintiffs (Rice) responds. Court questions Plaintiffs. One exhibit admitted as evidence. Defendants (Schwei) argues; Court questions Defendants. Plaintiffs (Rice) give reply argument. Court orders Plaintiffs/States to prepare a proposed order and share it with Defendants before submitting to the Court. Upon submission to the Court (via email to Case Manager), the Defendants will have 24-hours to response to the proposed order by letter-brief. Court will then consider the proposed order and response and schedule a conference if necessary. Adjourned. (Court Reporter Denise Webb in Courtroom Remote via Zoom Videoconference at 3:00 PM.) (Jackson, Ryan) (Entered: 01/29/2025)
01/29/2025	<u>44</u>	Exhibit List for 1/29/25 Motion Hearing on TRO before Chief Judge McConnell. (Jackson, Ryan) (Entered: 01/29/2025)
01/29/2025	<u>45</u>	MOTION for Anjana Samant to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2093253) filed by State of Rhode Island. (Giarrano,

		Leonard) (Entered: 01/29/2025)
01/30/2025		TEXT ORDER granting <u>45</u> Motion to Appear Pro Hac Vice of Anjana Samant. So Ordered by Chief Judge John J. McConnell, Jr. on 1/30/2025. (Hill, Cherelle) (Entered: 01/30/2025)
01/30/2025	<u>46</u>	DOCKET NOTE: Proposed Temporary Restraining Order filed by State of NY, et al. Received by the Court at 6:15 PM on 1/29/25. (Jackson, Ryan) (Entered: 01/30/2025)
01/30/2025	<u>47</u>	MOTION for Leave to File Amicus Brief filed by Freedom Cheteni. Responses due by 2/13/2025. (Attachments: # <u>1</u> Proposed Amicus, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit)(Simoncelli, Michael) (Entered: 01/30/2025)
01/30/2025		TEXT ORDER denying <u>47</u> Motion for Leave to File Amicus Brief. So Ordered by Chief Judge John J. McConnell, Jr. on 1/30/2025. (Jackson, Ryan) (Entered: 01/30/2025)
01/30/2025	<u>48</u>	MOTION Motion to Supplement Record re: <u>3</u> MOTION for Temporary Restraining Order filed by All Plaintiffs. Responses due by 2/13/2025. (Attachments: # <u>1</u> Exhibit Sugarman Decl. and Exhibits)(Rice, Sarah) (Entered: 01/30/2025)
01/30/2025	<u>49</u>	RESPONSE In Opposition to <u>3</u> MOTION for Temporary Restraining Order filed by All Defendants. Replies due by 2/6/2025. (Attachments: # <u>1</u> Exhibit OMB Guidance (Jan. 28, 2025))(Schwei, Daniel) (Entered: 01/30/2025)
01/31/2025		TEXT ORDER granting <u>48</u> MOTION to Supplement Record re: <u>3</u> MOTION for Temporary Restraining Order. So Ordered by Chief Judge John J. McConnell, Jr. on 1/31/2025. (Jackson, Ryan) (Entered: 01/31/2025)
01/31/2025	<u>50</u>	TEMPORARY RESTRAINING ORDER granting <u>3</u> Motion for TRO. So Ordered by Chief Judge John J. McConnell, Jr. on 1/31/2025. (Jackson, Ryan) (Entered: 01/31/2025)
02/03/2025	<u>51</u>	NOTICE by Donald Trump, U.S. Office of Management and Budget, Matthew Vaeth, U.S. Department of the Treasury, Scott Bessent, Patricia Collins, U.S. Department of Health and Human Services, Dorothy A Fink, U.S. Department of Education, Denise Carter, U.S. Federal Emergency Management Agency, Cameron Hamilton, U.S. Department of Transportation, Judith Kaleta, U.S. Department of Labor, Vince Micone, U.S. Department of Energy, Ingrid Kolb, U.S. Environmental Protection Agency, James Payne, U.S. Department of Homeland Security, Kristi Noem, U.S. Department of Justice, James R McHenry, III, The National Science Foundation, Sethuraman Panchanathan re <u>50</u> Order on Motion for TRO (Attachments: # <u>1</u> Exhibit Written Notice of Court Order)(Schwei, Daniel) (Entered: 02/03/2025)
02/03/2025	<u>52</u>	NOTICE of Appearance by Eitan Sirkovich on behalf of All Defendants (Sirkovich, Eitan) (Entered: 02/03/2025)
02/03/2025		TEXT ORDER: Plaintiffs' Motion for Preliminary Injunction and Memorandum in Support is due on or before Friday 2/7/2025; Defendants' Opposition and Memorandum is due on or before Wednesday 2/12/25; Plaintiffs' Reply is due two days after the filing of the Defendants' opposition. So Ordered by Chief Judge John J. McConnell, Jr. on 2/3/2025. (Jackson, Ryan) (Entered: 02/03/2025)
02/03/2025	<u>53</u>	NOTICE of Appearance by Andrew Freidah on behalf of All Defendants (Freidah, Andrew) (Entered: 02/03/2025)

02/04/2025	<u>54</u>	MOTION for Turner Helen Smith to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2095192) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/04/2025)
02/04/2025	<u>55</u>	MOTION for Anna Lumelsky to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2095198) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/04/2025)
02/04/2025	<u>56</u>	MOTION for Michael Joseph Myers to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2095201) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/04/2025)
02/04/2025		TEXT ORDER granting <u>54</u> Motion to Appear Pro Hac Vice of Turner Helen Smith. So Ordered by Chief Judge John J. McConnell, Jr. on 2/4/2025. (Gonzalez Gomez, Viviana) (Entered: 02/04/2025)
02/04/2025		TEXT ORDER granting <u>55</u> Motion to Appear Pro Hac Vice of Anna Lumelsky. So Ordered by Chief Judge John J. McConnell, Jr. on 2/4/2025. (Gonzalez Gomez, Viviana) (Entered: 02/04/2025)
02/04/2025		TEXT ORDER granting <u>56</u> Motion to Appear Pro Hac Vice of Michael Joseph Myers. So Ordered by Chief Judge John J. McConnell, Jr. on 2/4/2025. (Gonzalez Gomez, Viviana) (Entered: 02/04/2025)
02/04/2025		NOTICE of CONFERENCE: Chambers Conference via Zoom <i>scheduled for Thursday 2/6/2025 at 9:30 AM as a Remote Conference</i> before Chief Judge John J. McConnell, Jr. This conference is for <i>COUNSEL ONLY</i> and Zoom Meeting information has been provided to counsel under separate cover. THIS IS NOT A PUBLIC HEARING. (Jackson, Ryan) (Entered: 02/04/2025)
02/04/2025	<u>57</u>	MOTION for Marie E. Logan to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2095272) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/04/2025)
02/04/2025	<u>58</u>	MOTION for Theodore McCombs to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2095275) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/04/2025)
02/04/2025		TEXT ORDER granting <u>57</u> Motion to Appear Pro Hac Vice of Marie E. Logan. So Ordered by Chief Judge John J. McConnell, Jr. on 2/4/2025. (Hill, Cherelle) (Entered: 02/04/2025)
02/04/2025		TEXT ORDER granting <u>58</u> Motion to Appear Pro Hac Vice of Theodore McCombs. So Ordered by Chief Judge John J. McConnell, Jr. on 2/4/2025. (Hill, Cherelle) (Entered: 02/04/2025)
02/04/2025	<u>59</u>	NOTICE of Appearance by Turner Helen Smith on behalf of Commonwealth of Massachusetts (Smith, Turner) (Entered: 02/04/2025)
02/04/2025	<u>60</u>	MOTION to Intervene filed by Arthur West. Responses due by 2/18/2025. (Attachments: # <u>1</u> DESCHUTES ESTUARY GRANT INFORMATION, # <u>2</u> NEPA NOV 25 As filed, # <u>3</u> NEPA NOV 25 EXHIBITS, # <u>4</u> WEST V. REED MISREPRESENTATION OF INJUNCTION, # <u>5</u> Email)(Hill, Cherelle) (Entered: 02/04/2025)
02/04/2025	<u>61</u>	

		NOTICE of Appearance by Anna Esther Lumelsky on behalf of Commonwealth of Massachusetts (Lumelsky, Anna) (Entered: 02/04/2025)
02/05/2025		Reset Hearings re: Notice of Public Chambers Conference via Zoom <i>scheduled for Thursday 2/6/2025 at 9:30 AM as a Remote Conference</i> before Chief Judge John J. McConnell, Jr. This conference will now be available for public viewing via the Court's YouTube channel; information on connecting to the conference is available on the Court's website. Counsel are still directed to connect to the conference via Zoom with the meeting invitation previously sent to counsel via email. (Jackson, Ryan) (Entered: 02/05/2025)
02/05/2025	<u>62</u>	MOTION for Nathan T. Arrowsmith to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2096068) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/05/2025)
02/06/2025		TEXT ORDER granting <u>62</u> Motion to Appear Pro Hac Vice of Nathan T. Arrowsmith. So Ordered by Chief Judge John J. McConnell, Jr. on 2/6/2025. (Hill, Cherelle) (Entered: 02/06/2025)
02/06/2025		Minute Entry for proceedings held before Chief Judge John J. McConnell, Jr.: Chambers Conference via Zoom held on 2/6/2025. Counsel present: S. Rice, K. Sabatini, L. Giarrano; R. Muqaddam, M. Thomas-Jensen, C. Faherty; L. Faer, T. McCombs; K. Dirks; D. Schwei, E. Sirkovich. (Jackson, Ryan) (Entered: 02/06/2025)
02/06/2025		TEXT ORDER: The Court extends the <u>50</u> TEMPORARY RESTRAINING ORDER for good cause including the complexity of the issues involved, the number of parties, and the need to maintain the status quo while this matter is being expeditiously litigated – until the Court enters an order on the Plaintiffs' Motion for Preliminary Injunction. So Ordered by Chief Judge John J. McConnell, Jr. on 2/6/2025. (Jackson, Ryan) (Entered: 02/06/2025)
02/06/2025	<u>63</u>	TRANSCRIPT ORDER for proceedings held on Jan. 29, 2025 before Judge Chief Judge McConnell. Daily Transcript selected. Transcript to be delivered following adjournment and prior to the normal opening hour of court on the following morning.. (Schwei, Daniel) (Entered: 02/06/2025)
02/06/2025	<u>64</u>	MOTION for Jill Lacedonia to Appear Pro Hac Vice (filing fee paid \$ 100.00, receipt number ARIDC-2096517) filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/06/2025)
02/07/2025		TEXT ORDER granting <u>64</u> Motion to Appear Pro Hac Vice of Jill Lacedonia. So Ordered by Chief Judge John J. McConnell, Jr. on 2/7/2025. (Hill, Cherelle) (Entered: 02/07/2025)
02/07/2025	<u>65</u>	TRANSCRIPT ORDER ACKNOWLEDGMENT Entered re: <u>63</u> Transcript Order,. Daily Transcript Ordered. Court Reporter/Transcriber: Denise Webb. (Dias, Jennifer) (Entered: 02/07/2025)
02/07/2025	<u>66</u>	Emergency MOTION to Enforce re: <u>50</u> Order on Motion for TRO filed by All Plaintiffs. Responses due by 2/21/2025. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Rice, Sarah) (Entered: 02/07/2025)
02/07/2025	<u>67</u>	MOTION for Preliminary Injunction filed by All Plaintiffs. Responses due by 2/21/2025. (Thomas-Jensen, Molly) (Entered: 02/07/2025)
02/07/2025		

		TEXT ORDER: Defendants are hereby ORDERED to Respond to Plaintiffs' <u>66</u> Emergency MOTION to Enforce re: <u>50</u> Order on Motion for TRO by <i>this Sunday</i> , 2/9/2025. So Ordered by Chief Judge John J. McConnell, Jr. on 2/7/2025. (Jackson, Ryan) (Entered: 02/07/2025)
02/07/2025	<u>68</u>	DECLARATION re <u>67</u> MOTION for Preliminary Injunction by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28, # <u>29</u> Exhibit 29, # <u>30</u> Exhibit 30, # <u>31</u> Exhibit 31, # <u>32</u> Exhibit 32, # <u>33</u> Exhibit 33, # <u>34</u> Exhibit 34, # <u>35</u> Exhibit 35, # <u>36</u> Exhibit 36, # <u>37</u> Exhibit 37, # <u>38</u> Exhibit 38, # <u>39</u> Exhibit 39, # <u>40</u> Exhibit 40, # <u>41</u> Exhibit 41, # <u>42</u> Exhibit 42, # <u>43</u> Exhibit 43, # <u>44</u> Exhibit 44, # <u>45</u> Exhibit 45, # <u>46</u> Exhibit 46, # <u>47</u> Exhibit 47, # <u>48</u> Exhibit 48, # <u>49</u> Exhibit 49, # <u>50</u> Exhibit 50, # <u>51</u> Exhibit 51, # <u>52</u> Exhibit 52, # <u>53</u> Exhibit 53, # <u>54</u> Exhibit 54, # <u>55</u> Exhibit 55, # <u>56</u> Exhibit 56, # <u>57</u> Exhibit 57, # <u>58</u> Exhibit 58, # <u>59</u> Exhibit 59, # <u>60</u> Exhibit 60, # <u>61</u> Exhibit 61, # <u>62</u> Exhibit 62, # <u>63</u> Exhibit 63, # <u>64</u> Exhibit 64, # <u>65</u> Exhibit 65, # <u>66</u> Exhibit 66, # <u>67</u> Exhibit 67, # <u>68</u> Exhibit 68, # <u>69</u> Exhibit 69, # <u>70</u> Exhibit 70, # <u>71</u> Exhibit 71, # <u>72</u> Exhibit 72, # <u>73</u> Exhibit 73, # <u>74</u> Exhibit 74, # <u>75</u> Exhibit 75, # <u>76</u> Exhibit 76, # <u>77</u> Exhibit 77, # <u>78</u> Exhibit 78, # <u>79</u> Exhibit 79, # <u>80</u> Exhibit 80, # <u>81</u> Exhibit 81, # <u>82</u> Exhibit 82, # <u>83</u> Exhibit 83, # <u>84</u> Exhibit 84, # <u>85</u> Exhibit 85, # <u>86</u> Exhibit 86, # <u>87</u> Exhibit 87, # <u>88</u> Exhibit 88, # <u>89</u> Exhibit 89, # <u>90</u> Exhibit 90, # <u>91</u> Exhibit 91, # <u>92</u> Exhibit 92, # <u>93</u> Exhibit 93, # <u>94</u> Exhibit 94, # <u>95</u> Exhibit 95, # <u>96</u> Exhibit 96, # <u>97</u> Exhibit 97, # <u>98</u> Exhibit 98, # <u>99</u> Exhibit 99, # <u>100</u> Exhibit 100, # <u>101</u> Exhibit 101, # <u>102</u> Exhibit 102, # <u>103</u> Exhibit 103, # <u>104</u> Exhibit 104, # <u>105</u> Exhibit 105, # <u>106</u> Exhibit 106, # <u>107</u> Exhibit 107, # <u>108</u> Exhibit 108, # <u>109</u> Exhibit 109, # <u>110</u> Exhibit 110, # <u>111</u> Exhibit 111, # <u>112</u> Exhibit 112, # <u>113</u> Exhibit 113, # <u>114</u> Exhibit 114, # <u>115</u> Exhibit 115, # <u>116</u> Exhibit 116, # <u>117</u> Exhibit 117, # <u>118</u> Exhibit 118, # <u>119</u> Exhibit 119, # <u>120</u> Exhibit 120, # <u>121</u> Exhibit 121, # <u>122</u> Exhibit 122, # <u>123</u> Exhibit 123, # <u>124</u> Exhibit 124, # <u>125</u> Exhibit 125, # <u>126</u> Exhibit 126, # <u>127</u> Exhibit 127)(Thomas-Jensen, Molly) CLERK'S NOTE: PDF error in original Exhibit 83, corrected version filed at ECF No. <u>101</u> . Docket text modified on 2/11/2025. (Gonzalez Gomez, Viviana) (Entered: 02/07/2025)
02/07/2025	<u>69</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/07/2025)
02/09/2025	<u>70</u>	RESPONSE In Opposition to <u>66</u> Emergency MOTION to Enforce re: <u>50</u> Order on Motion for TRO filed by All Defendants. Replies due by 2/18/2025. (Schwei, Daniel) (Entered: 02/09/2025)
02/10/2025		TEXT ORDER denying <u>60</u> Motion to Intervene. So Ordered by Chief Judge John J. McConnell, Jr. on 2/10/2025. (Jackson, Ryan) (Entered: 02/10/2025)
02/10/2025	<u>71</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>72</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>73</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)

02/10/2025	<u>74</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>75</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>76</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>77</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>78</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>79</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>80</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>81</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>82</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>83</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>84</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>85</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>86</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>87</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>88</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>89</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>90</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>91</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>92</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>93</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)

		02/10/2025)
02/10/2025	<u>94</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>95</u>	Summons Request filed by State of Rhode Island. (Giarrano, Leonard) (Entered: 02/10/2025)
02/10/2025	<u>96</u>	ORDER granting <u>66</u> Emergency MOTION to Enforce <u>50</u> Order on Motion for TRO. So Ordered by Chief Judge John J. McConnell, Jr. on 2/10/2025. (Jackson, Ryan) (Entered: 02/10/2025)
02/10/2025	<u>97</u>	Summons Issued as to Scott Bessent, Denise Carter, Patricia Collins, Dorothy A Fink, Cameron Hamilton, Judith Kaleta, Ingrid Kolb, James R McHenry, III, Vince Micone, Kristi Noem, Sethuraman Panchanathan, James Payne, The National Science Foundation, Donald Trump, U.S. Department of Education, U.S. Department of Energy, U.S. Department of Health and Human Services, U.S. Department of Homeland Security, U.S. Department of Justice, U.S. Department of Labor, U.S. Department of Transportation, U.S. Department of the Treasury, U.S. Environmental Protection Agency, U.S. Federal Emergency Management Agency, U.S. Office of Management and Budget, Matthew Vaeth. (Attachments: # <u>1</u> Summons Issued as to D. Carter, # <u>2</u> Summons Issued as to U.S. Department of Education, # <u>3</u> Summons Issued as to U.S. Department of Energy, # <u>4</u> Summons Issued as to U.S. Department of Labor, # <u>5</u> Summons Issued as to U.S. Department of Justice, # <u>6</u> Summons Issued as to D. Trump, # <u>7</u> Summons Issued as to D. Fink, # <u>8</u> Summons Issued as to U.S. Department of Transportation, # <u>9</u> Summons Issued as to U.S. Environmental Protection Agency, # <u>10</u> Summons Issued as to U.S. Federal Emergency Management Agency, # <u>11</u> Summons Issued as to U.S. Department of Health and Human Services, # <u>12</u> Summons Issued as to U.S. Department of Homeland Security, # <u>13</u> Summons Issued as to I. Kolb, # <u>14</u> Summons Issued as to J. Payne, # <u>15</u> Summons Issued as to J. McHenry, # <u>16</u> Summons Issued as to J. Kaleta, # <u>17</u> Summons Issued as to K. Noem, # <u>18</u> Summons Issued as to M. Vaeth, # <u>19</u> Summons Issued as to The National Science Foundation, # <u>20</u> Summons Issued as to U.S. Office of Management and Budget, # <u>21</u> Summons Issued as to Collins, # <u>22</u> Summons Issued as to S. Bessent, # <u>23</u> Summons Issued as to S. Panchanathan, # <u>24</u> Summons Issued as to U.S. Department of Treasury, # <u>25</u> Summons Issued as to V. Micone) (Gonzalez Gomez, Viviana) (Entered: 02/10/2025)
02/10/2025	<u>98</u>	<p>NOTICE OF APPEAL by Donald Trump, U.S. Office of Management and Budget, Matthew Vaeth, U.S. Department of the Treasury, Scott Bessent, Patricia Collins, U.S. Department of Health and Human Services, Dorothy A Fink, U.S. Department of Education, Denise Carter, U.S. Federal Emergency Management Agency, Cameron Hamilton, U.S. Department of Transportation, Judith Kaleta, U.S. Department of Labor, Vince Micone, U.S. Department of Energy, Ingrid Kolb, U.S. Environmental Protection Agency, James Payne, U.S. Department of Homeland Security, Kristi Noem, U.S. Department of Justice, James R McHenry, III, The National Science Foundation, Sethuraman Panchanathan as to <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief (No fee paid, USA, Waived by Statute, or IFP.)</p> <p>NOTICE TO COUNSEL: Counsel should register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf/. Counsel should also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf Appeal</p>

		Record due by 2/18/2025. (Schwei, Daniel) (Entered: 02/10/2025)
02/10/2025	<u>99</u>	CLERK'S CERTIFICATE AND APPELLATE COVER SHEET: Abbreviated record on appeal consisting of notice of appeal, order(s) being appealed, and a copy of the district court docket report transmitted to the U.S. Court of Appeals for the First Circuit in accordance with 1st Cir. R. 11.0(b) re: <u>98</u> Notice of Appeal. Documents Sent: 50, 96. (Attachments: # <u>1</u> Record on Appeal) (Gonzalez Gomez, Viviana) (Entered: 02/10/2025)
02/10/2025	<u>100</u>	MOTION to Stay re <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief <i>Pending Appeal</i> filed by All Defendants. Responses due by 2/24/2025. (Schwei, Daniel) (Entered: 02/10/2025)
02/11/2025		USCA Case Number 25–1138 for <u>98</u> Notice of Appeal, filed by U.S. Department of Energy, Scott Bessent, U.S. Department of Labor, U.S. Environmental Protection Agency, U.S. Federal Emergency Management Agency, U.S. Department of Health and Human Services, Sethuraman Panchanathan, The National Science Foundation, U.S. Department of the Treasury, U.S. Department of Homeland Security, Judith Kaleta, Donald Trump, Vince Micone, Patricia Collins, U.S. Department of Transportation, U.S. Office of Management and Budget, U.S. Department of Education, Kristi Noem, U.S. Department of Justice, James R McHenry, III, Ingrid Kolb, Dorothy A Fink, James Payne, Denise Carter, Matthew Vaeth, Cameron Hamilton. (Hill, Cherelle) (Entered: 02/11/2025)
02/11/2025	<u>101</u>	<i>Corrected</i> DECLARATION re: <u>68</u> Declaration – Exhibit 83 by All Plaintiffs. (Giarrano, Leonard) CLERK'S NOTE: <i>Docket text modified on 2/11/2025 to tie to prior filing.</i> (Gonzalez Gomez, Viviana) (Entered: 02/11/2025)
02/11/2025		TEXT ORDER: Plaintiffs State of NY, et al. shall have until 10 AM Wednesday 2/12/2025 to file a response to <u>100</u> MOTION to Stay re: <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief <i>Pending Appeal</i> filed by Donald Trump, et al. So Ordered by Chief Judge John J. McConnell, Jr. on 2/11/2025. (Jackson, Ryan) (Entered: 02/11/2025)
02/11/2025		TEXT ORDER: Pursuant to Fed. R. Civ. P. 25(d), Russell Vought has been substituted for Matthew Vaeth as Director of the Office of Management and Budget in this action. So Ordered by Chief Judge John J. McConnell, Jr. on 2/11/2025. (Simoncelli, Michael) (Entered: 02/11/2025)
02/11/2025		TEXT ORDER: Pursuant to Fed. R. Civ. P. 25(d), Sean P. Duffy has been substituted for Judith Kaleta as Secretary of the Department of Transportation in this action. So Ordered by Chief Judge John J. McConnell, Jr. on 2/11/2025. (Simoncelli, Michael) (Entered: 02/11/2025)
02/11/2025		TEXT ORDER: Pursuant to Fed. R. Civ. P. 25(d), Christopher Allen Wright has been substituted for Ingrid Kolb as Secretary of the Department of Energy in this action. So Ordered by Chief Judge John J. McConnell, Jr. on 2/11/2025. (Simoncelli, Michael) (Entered: 02/11/2025)
02/11/2025		TEXT ORDER: Pursuant to Fed. R. Civ. P. 25(d), Lee Michael Zeldin has been substituted for James Payne as Administrator of the Environmental Protection Agency in this action. So Ordered by Chief Judge John J. McConnell, Jr. on 2/11/2025. (Simoncelli, Michael) (Entered: 02/11/2025)
02/11/2025	<u>102</u>	

		Emergency MOTION <i>Requesting Ruling by 11am on February 12 for Permission to Continue Withholding FEMA and Other Funding</i> re: <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief filed by All Defendants. Responses due by 2/25/2025. (Attachments: # <u>1</u> Exhibit FEMA Hamilton Declaration, # <u>2</u> Exhibit Hamilton Decl Exhibit 1, # <u>3</u> Exhibit Hamilton Decl Exhibit 2, # <u>4</u> Exhibit Hamilton Decl Exhibit 3)(Schwei, Daniel) (Entered: 02/11/2025)
02/11/2025	<u>103</u>	Supplemental MOTION <i>Requesting Permission to Continue Payment Review Processes</i> re: <u>102</u> Emergency MOTION <i>Requesting Ruling by 11am on February 12 for Permission to Continue Withholding FEMA and Other Funding</i> re: <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief filed by All Defendants. Responses due by 2/25/2025. (Attachments: # <u>1</u> Exhibit PMS Bruce Declaration)(Schwei, Daniel) (Entered: 02/11/2025)
02/11/2025	<u>104</u>	RESPONSE In Opposition to <u>102</u> Emergency MOTION <i>Requesting Ruling by 11am on February 12 for Permission to Continue Withholding FEMA and Other Funding</i> re: <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief, <u>103</u> Supplemental MOTION <i>Requesting Permission to Continue Payment Review Processes</i> re: <u>102</u> Emergency MOTION <i>Requesting Ruling by 11am on February 12 for Permission to Continue Withholding FEMA and Other Funding</i> re: <u>50</u> Order o filed by All Plaintiffs. Replies due by 2/18/2025. (Muqaddam, Rabia) (Entered: 02/11/2025)
02/11/2025	<u>105</u>	RESPONSE In Opposition to <u>100</u> MOTION to Stay re <u>50</u> Order on Motion for TRO, <u>96</u> Order on Motion for Miscellaneous Relief <i>Pending Appeal</i> filed by All Plaintiffs. Replies due by 2/18/2025. (Lumelsky, Anna) (Entered: 02/11/2025)
02/12/2025	<u>106</u>	ORDER of the U.S. Court of Appeals for the First Circuit entered as to <u>98</u> Notice of Appeal, filed by U.S. Department of Energy, Scott Bessent, U.S. Department of Labor, U.S. Environmental Protection Agency, U.S. Federal Emergency Management Agency, U.S. Department of Health and Human Services, Sethuraman Panchanathan, The National Science Foundation, U.S. Department of the Treasury, U.S. Department of Homeland Security, Judith Kaleta, Donald Trump, Vince Micone, Patricia Collins, U.S. Department of Transportation, U.S. Office of Management and Budget, U.S. Department of Education, Kristi Noem, U.S. Department of Justice, James R McHenry, III, Ingrid Kolb, Dorothy A Fink, James Payne, Denise Carter, Matthew Vaeth, Cameron Hamilton. [25-1138] (Gonzalez Gomez, Viviana) (Entered: 02/12/2025)
02/12/2025	<u>107</u>	ORDER denying <u>102</u> Emergency MOTION <i>Requesting Ruling by 11am on February 12 for Permission to Continue Withholding FEMA and Other Funding</i> ; and, denying as moot <u>103</u> Supplemental MOTION <i>Requesting Permission to Continue Payment Review Processes</i> . So Ordered by Chief Judge John J. McConnell, Jr. on 2/12/2025. (Jackson, Ryan) (Main Document 107 replaced on 2/12/2025: corrected typographical error) (Jackson, Ryan). (Entered: 02/12/2025)

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

STATE OF NEW YORK; STATE OF
CALIFORNIA; STATE OF ILLINOIS;
STATE OF RHODE ISLAND; STATE
OF NEW JERSEY;
COMMONWEALTH OF
MASSACHUSETTS; STATE OF
ARIZONA; STATE OF COLORADO;
STATE OF CONNECTICUT; STATE
OF DELAWARE; THE DISTRICT OF
COLUMBIA; STATE OF HAWAII;
STATE OF MAINE; STATE OF
MARYLAND; STATE OF
MICHIGAN; STATE OF
MINNESOTA; STATE OF NEVADA;
STATE OF NORTH CAROLINA;
STATE OF NEW MEXICO; STATE
OF OREGON; STATE OF
VERMONT; STATE OF
WASHINGTON; and STATE OF
WISCONSIN,

Plaintiffs,

v.

DONALD TRUMP, *in his Official
Capacity as President of the United
States*; U.S. OFFICE OF
MANAGEMENT AND
BUDGET; Russell Vought, *in his
Official Capacity as Director of the
U.S. Office of Management and
Budget*; U.S. DEPARTMENT OF
THE TREASURY; SCOTT BESSENT,
*in his Official Capacity as Secretary of
the Treasury*; PATRICIA COLLINS,
*in her Official Capacity as Treasurer
of the U.S.*; U.S. DEPARTMENT OF
HEALTH AND HUMAN SERVICES;
DOROTHY A. FINK, M.D., *in her*

C.A. No. 25-cv-39-JJM-PAS

Official Capacity As Acting Secretary)
Of Health And Human Services; U.S.)
DEPARTMENT OF EDUCATION;)
DENISE CARTER, *in her Official*)
Capacity as Acting Secretary of)
Education; U.S. FEDERAL)
EMERGENCY MANAGEMENT)
AGENCY; CAMERON HAMILTON,)
in his Official Capacity as Acting)
Administrator of the U.S. Federal)
Emergency Management Agency; U.S.)
DEPARTMENT OF)
TRANSPORTATION;)
SEAN P. DUFFY, *in his Official*)
Capacity as Secretary of)
Transportation; U.S. DEPARTMENT)
OF LABOR; VINCE MICONE, *in his*)
Official Capacity as Acting Secretary)
of Labor; U.S. DEPARTMENT OF)
ENERGY; CHRISTOPHER ALLEN)
WRIGHT, *in his Official Capacity as*)
Secretary of the U.S. Department of)
Energy; U.S. ENVIRONMENTAL)
PROTECTION AGENCY; LEE)
MICHAEL ZELDIN, *in his Official*)
Capacity as Administrator of the U.S.)
Environmental Protection Agency;)
U.S. DEPARTMENT OF)
HOMELAND SECURITY; KRISTI)
NOEM, *in her Capacity as Secretary*)
of the U.S. Department of Homeland)
Security; U.S. DEPARTMENT OF)
JUSTICE; JAMES R. McHENRY III,)
in his Official Capacity as Acting)
Attorney General of the U.S.)
Department of Justice; THE)
NATIONAL SCIENCE)
FOUNDATION; and DR.)
SETHURAMAN PANCHANATHAN,)
in his Capacity as Director of the)
National Science Foundation,)
)
Defendants.)
)

ORDER

First, to be clear and to reaffirm the Court's Orders, the Temporary Restraining Order ("TRO") permits the Defendants to limit access to federal funds "on the basis of the applicable authorizing statutes, regulations, and terms." ECF No. 50 at 12. The February 10, 2025 Order (ECF No. 96) does not "bar[] both the President and much of the Federal Government from exercising their own lawful authorities to withhold funding without the prior approval of the district court." ECF No. 102 at 2. Neither the TRO (ECF No. 50), nor the Court's subsequent Order (ECF No. 96) require the Defendants to seek "preclearance" from the Court before acting to terminate funding when that decision is based on *actual authority in the applicable statutory, regulatory, or grant terms*.

Second, the Court will act with alacrity in issuing an Order on the Defendants' Motion to Stay (ECF No. 100).

Third, the Defendants have filed two additional motions relating to the TRO: the "Emergency Motion Requesting Ruling by 11 a.m. on February 12 for Permission to Continue Withholding [Federal Emergency Management Agency ("FEMA")] and Other Funding" (ECF No. 102) and the "Supplemental Motion Requesting Permission to Continue Payment Review Processes" (ECF No. 103). As to FEMA funds to New York City, the Defendants represent that they intend to provide "notice to New York City regarding the funding pause and will provide the information and process required by regulation and the terms and conditions of the award." ECF No. 102-1 at ¶ 13. Because the Defendants are seeking to terminate funding *"on the basis*

of the applicable authorizing statutes, regulations, and terms,” ECF No. 50 at 12 (emphasis added), the Court sees no need for further clarification. Finally, nothing in the TRO prevents the Defendants from continuing to use routine processes that the Payment Management Services (PMS) asserts it has used “for decades,” ECF No. 103-1 at ¶ 4, before the Defendants imposed the categorical funding freeze that is the subject of the TRO.

Therefore, the Court REAFFIRMS the TRO, DENIES the Defendants’ “Emergency Motion Requesting Ruling by 11 a.m. on February 12 for Permission to Continue Withholding FEMA and Other Funding” (ECF No. 102) and DENIES as moot the Defendants’ “Supplemental Motion Requesting Permission to Continue Payment Review Processes” (ECF No. 103).

IT IS SO ORDERED.

/s/John J. McConnell, Jr.

John J. McConnell, Jr.
Chief Judge
United States District Court for the District of Rhode Island
February 12, 2025